

### **REMARKS**

In the Final Office Action mailed September 16, 2008, claims 11-24, 38-49 and 56-81 were withdrawn from consideration. Claims 1, 5-10, 33, 34, 36, 37, 82 and 83 were allowed. Claims 1, 4, 25-26, 28-30, 32, 50-51 and 53-55 were rejected under 35 U.S.C. 112, first paragraph.

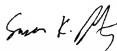
To advance prosecution and without conceding to the rejections or objections, Applicant has cancelled the rejected and withdrawn claims without prejudice. Applicant reserves the right to present claims of the same, lesser or greater scope in a further application.

### **CONCLUSION**

Reconsideration and withdrawal of the objections and rejections is respectfully requested. If there are any other issues remaining to passage of the case to issuance, the Examiner is respectfully requested to telephone the undersigned. Applicant files a Notice of Appeal solely as a precaution to keep the application pending in the event there are any issues remaining to issuance of a Notice of Allowance.

This response is accompanied by a Petition for Extension of Time (three months), a Notice of Appeal, and an authorization to charge the fees due (believed to be \$1,110.00 for a three month extension of time and \$540.00 for a Notice of Appeal) to Deposit Account No. 07-1969. If this is incorrect however, please charge any fees required, including any extensions of time required, to Deposit Account No.07-1969.

Respectfully submitted,



Susan K. Doughty  
Reg. No. 43,595

**GREENLEE, WINNER AND SULLIVAN, P.C.**  
4875 Pearl East Circle, Suite 200  
Boulder, CO 80301  
Telephone: (303) 499-8080  
Facsimile: (303) 499-8089  
E-mail: usptomail@greenwin.com